

**EXECUTIVE ORDERS, PROCLAMATIONS OF
GENERAL APPLICABILITY, AND STATEMENTS
ISSUED BY THE GOVERNOR
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders and Proclamations of General Applicability issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed.

In Accordance with Established

Emergency Procedures

WHEREAS, remnants of Hurricane Nora brought heavy rains and extensive flooding into the State of Arizona; and

WHEREAS, these conditions are creating a situation of extreme hazard to the safety of many people in Yuma County; and

WHEREAS, conditions have caused severe hardship on affected political subdivisions of the State by exhausting their available resources to provide emergency relief;

NOW, THEREFORE, I, Jane Dee Hull, Governor of the State of Arizona, by virtue of the authority vested in me by the constitution and laws of the state, do hereby determine that a declaration of emergency effective September 24, 1997, with an effective incident period beginning at 10:00 AM is justified, and I hereby:

- a. Allocate the sum of \$200,000 from the General Fund to the Director of the Division of Emergency Management to be expended in accordance with established procedures contained in A.R.S. 35-192, A.A.C. R8-2-33 to 39, and Executive Order 79-4.
- b. Activate the State Emergency Operations Plan and invoke provisions of A.R.S. 26-309 to provide mutual aid assistance and 26-303.A.1 emergency purchasing to stricken areas of the State.
- c. Authorize the Adjutant General to mobilize and call to activate all or such part of the National Guard as is determined necessary to assist in the protection of life and property throughout the State.

IN WITNESS THEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

JANE DEE HULL

Governor

DONE at the Capitol in Phoenix this twenty-fourth day of September in the Year of Our Lord One Thousand Nine Hundred and Ninety-Seven and of the Independence of the United States the Two Hundred and Twenty-first.

ATTEST:

BETSEY BAYLESS

Secretary of State

In Accordance with Established

Emergency Procedures

WHEREAS, remnants of Hurricane Nora brought heavy rains and extensive flooding into the State of Arizona; and

WHEREAS, these conditions created a situation of extreme hazard to the safety of citizens of the state; and

WHEREAS, conditions have caused severe hardship on affected political subdivisions of the State by exhausting their available resources to provide emergency relief;

NOW, THEREFORE, I, Jane Dee Hull, Governor of the State of Arizona, by virtue of the authority vested in me by the constitution and laws of the State of Arizona, have determined that the storms resulting in widespread major damage justify the declaration of a state of emergency and hereby:

- a. Amend the Proclamation of September 24, 1997 (PCA 98002), to include Gila, La Paz, Maricopa, Mohave, Santa Cruz, and Yavapai Counties; and
- b. Establish the incident period of September 23, 1997 through October 3, 1997.

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IN WITNESS THEREOF, I
have hereunto set my hand and
caused to be affixed the Great
Seal of the State of Arizona.

JANE DEE HULL

Governor

DONE at the Capitol in Phoenix
this seventh day of October in
the Year of Our Lord One

Thousand Nine Hundred and
Ninety-Seven and of the
Independence of the United
States the Two Hundred and
Twenty-first.

ATTEST:

BETSEY BAYLESS

Secretary of State

**EXECUTIVE ORDERS, PROCLAMATIONS OF
GENERAL APPLICABILITY, AND STATEMENTS
ISSUED BY THE GOVERNOR
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders and Proclamations of General Applicability issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed.

**The following Executive Orders and Proclamations were inadvertently not
published at date of issuance.**

EXECUTIVE ORDER 96-1

**RECEIPT OF CRIMINAL HISTORY RECORD
INFORMATION FIRE DISTRICT OF SUN CITY
WEST**

WHEREAS, the Fire District of Sun City West has statutory authority under Section 48-805, Arizona Revised Statutes (A.R.S.), to employ any personnel deemed necessary for fire protection and preservation of life, and it would be in the best interests of the State to inquire into the character and past criminal conduct of current and prospective employees and volunteers of the Fire District of Sun City West; and

WHEREAS, the Arizona Department of Public Safety maintains a Central State Repository pursuant to A.R.S. § 41-1750 for the purpose of procuring and maintaining information concerning arrests and convictions of persons for public offenses in Arizona; and

WHEREAS, the Central State Repository is authorized pursuant to A.R.S. § 41-1750 to provide criminal history record information to noncriminal justice agencies of the State for the purpose of evaluating the fitness of prospective employees and volunteers; and

WHEREAS, the Fire District of Sun City West is considered a noncriminal justice agency of the State; and

WHEREAS, noncriminal justice agencies of the State may receive criminal history record information from the Arizona Department of Public Safety pursuant to A.R.S. § 41-1750 only by specific authority granted to that agency by statute, ordinance, or executive order, and subject to rules of the Arizona Department of Public safety.

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, under authority provided by A.R.S. § 41-1750, hereby authorize the Central State Repository of the Arizona Department of Public Safety to provide, upon receipt of applicant fingerprint cards, and the Fire District of Sun City West to receive, criminal history record information from the Arizona Department of Public Safety for the purpose of evaluating the fitness of current and

prospective employees and volunteers of the Fire District of Sun City West in accordance with those rules issued by the Arizona Department of Public Safety.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this Second day of January in the Year of Our Lord One Thousand Nine Hundred and Ninety-Six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 96-2

(Supersedes Executive Order 95-5 and 95-8)

**ESTABLISHING THE GOVERNOR'S COUNCIL ON
WORKFORCE DEVELOPMENT**

WHEREAS, the State of Arizona recognizes that economic vitality, growth, and competitiveness are dependent upon a highly skilled workforce; and

WHEREAS, the quality and preparedness of the State's workforce are the shared responsibility of many individuals and organizations, both public and private; and

WHEREAS, there is need for a coordinated and comprehensive approach to workforce development utilizing federal, state, and local resources, which incorporates the State's economic development goals; and

WHEREAS, the State of Arizona is committed to building a workforce development system that is rational, accountable, and customer-driven; and

WHEREAS, federal laws provides states the opportunity to consolidate the policy, planning, and oversight functions of federally funded employment and training programs into a single council at the state level;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me as Governor by the Arizona Constitution and the laws of this state, do hereby order:

1. In accordance with Section 701 of the Job Training Partnership Act (PL 97-300, as amended), a Human Resource Investment Council is established, to be known as the Governor's Council on Workforce Development and located under the jurisdiction of the Office of the Governor.
2. The primary responsibility of the Council will be to advise the Governor on all matters of workforce development strategy for the State of Arizona. In this capacity, the Council:
 - a. Shall review the provision of services and the use of funds and resources under applicable federal human resource programs and advise the governor on methods of coordinating such provisions of services and use of funds and resources consistent with the laws and regulations governing such programs;
 - b. Shall advise the Governor on the development and implementation of state and local standards and measures relating to applicable federal human resource programs and coordination of such standards and measures;
 - c. Shall carry out the duties and functions prescribed for the Arizona Employment and Training Council, which serves as the State Job Training Coordinating Council under PL 97-300 (Job Training partnership Act);
 - d. May carry out the duties and functions prescribed for the Arizona Apprenticeship Advisory Council under A.R.S. § 23-222;
 - e. May carry out the duties and functions prescribed for other existing state councils described under laws relating to federal and state human resource programs for which the Governor and the head of the state agency responsible for the administration of such program may in the future jointly agree to include within the jurisdiction of the State Workforce Development Council,

including

- (i) the Carl D. Perkins Vocational and Applied Technology Act (20 USC 2301 et seq.);
 - (ii) the National Community Service Act of 1990 (42 USC 1250 et seq.);
 - (iii) the Adult Education Act (20 USC 1201 et seq.);
 - (iv) the Wagner-Peyser Act (29 USC 49 et seq.);
 - (v) Part F of Title IV of the Social Security Act (42 USC 681 et seq.);
 - (vi) the employment program established under Section (6)(d)(4) of the Food Stamp Act (7 USC 2015(d)(4));
 - (vii) the School-To-Work Opportunities Act of 1993; and
 - (viii) the Arizona Work Force Recruitment and Job Training Program.
- f. Shall prepare a comprehensive statewide workforce development strategic plan for the Governor which:
- (i) identifies the human investment needs in the state and recommends goals for meeting such needs;
 - (ii) establishes goals for the development and coordination of education, training, and employment system;
 - (iii) evaluates progress towards meeting the goals and strategies;
 - (iv) identifies the need for waivers of regulatory provisions or other administrative changes which are necessary to achieve the goals of the strategic plan;
 - (v) identifies the needs for statutory changes or new legislation at the federal or state level necessary to achieve the goals of the strategic plan;
 - (vi) analyzes and assesses new federal and state policy and program initiatives and the impact of these on Arizona; and
 - (vii) identifies opportunities for coordination, collaboration, and consolidation with other economic development and workforce development initiatives, including Unemployment Insurance

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- Profiling and the One-Stop Career Center System.
- g. Shall ensure the goals and activities identified in the strategic plan are closely related to the direction of the Arizona Strategic Plan for Economic Development as implemented by the Governor's Strategic Partnership for Economic Development.
3. The Council shall have 43 members appointed by the Governor to represent stakeholders who are part of the workforce development system and conform to the requirements as specified in Section 702 of the Job Training Partnership Act (PL 97-300, as amended). Membership shall be comprised of:
- a. the agency head or his/her designee of the:
Arizona Department of Economic Security,
Arizona Department of Education,
Arizona Department of Commerce,
Arizona Industrial Commission;
 - b. representatives of business and industry;
 - c. representatives of organized labor;
 - d. representatives of local public education;
 - e. representatives of postsecondary education;
 - f. representatives of secondary or postsecondary vocational education;
 - g. representatives of community-based organizations; and
 - h. members of the general public, who may also include:
representatives of local welfare agencies,
representatives of public housing,
representatives from local government,
representatives from State Legislature,
representatives of state or local workforce development programs, and
representatives with special knowledge with respect to special education and career development needs of hard-to-serve individuals.
4. The appointment of a representative of business and industry to serve as Chair of the Council.
5. Department Directors shall serve at the pleasure of the Governor.
6. All other members shall initially serve for staggered terms of one, two, and three years (except as noted above). Upon expiration of the initial terms, appointments shall be for three-year terms. Initial appointments of representatives of labor, community-based organizations, and legislators shall be for one-

year terms; representatives of education and the general public who are not legislators, for two-year terms.

7. Plans and decisions by the Council shall be subject to approval by the Governor.
8. The Council shall be reviewed no later than December 31, 1999, to determine appropriate action for its continuance, modification, or termination.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this Twenty-ninth day of January in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, beginning August 22, 1994, the Coconino County Board of Supervisors declared an emergency to protect the health, safety, and welfare of the general public of Coconino County, Arizona, to provide law enforcement for the illegally held World Unity Festival rock concert and World Unity event, in the Flagstaff area, and to protect the physical safety of the community; and

WHEREAS, the influx of 5,500 people had a significant impact on the resources of the community; and

WHEREAS, the civil disorder during the period of August 22, 1994, through September 4, 1994, caused severe hardship on Coconino County; and

WHEREAS, the city and county dedicated extensive resources to address this emergency; and

WHEREAS, the conditions threatened public safety and constituted a grave emergency and was beyond Coconino County's capability to resolve; and

WHEREAS, the Legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. 35-192, as amended; and

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WHEREAS, all administrative matters related to the emergency have been completed and the need exists for the emergency to be terminated.

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Laws of the State of Arizona, do hereby terminate the declaration of the State of Emergency of November 16, 1994.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this first day of March in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, beginning March 5, 1996, the discovery of the karnal-bunt fungus in wheat crops constitutes an emergency to the welfare of the citizens of Arizona; and

WHEREAS, the karnal-bunt fungus represents an impact to the welfare of the citizens of wheat producing areas of southwestern and central Arizona not unlike epidemics of plague of disease or insects; and

WHEREAS, it is necessary to mitigate the outbreak and insure containment of contamination that threatens the welfare of the public which constitutes a grave emergency and is beyond the capability of local government to resolve; and

WHEREAS, the legislature has authorized the expenditure of funds in the event of an emergency arising from epidemics of disease or plagues of insects pursuant to A.R.S. § 35-192, as amended;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Laws of the State of Arizona, have determined that this condition justifies a declaration of a State of Emergency and hereby,

- a. Declare a State of Emergency exists in the area

of southwestern and central Arizona because existence of the karnal-bunt fungus threatens public welfare and property and constitutes a grave emergency.

- b. Direct that the sum of \$200,000 from the General Fund be made available to the Director of the Division of Emergency Management to be expended to ensure elimination of the contamination and the appropriate remedies in accordance with established procedures contained in A.R.S. § 35-192, A.A.C. R8-2-33 through R8-2-39 and Executive Order 79-4.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this thirteenth day of March in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 96-4

**ARIZONA TASK FORCE FOR THE WESTERN
VIRTUAL UNIVERSITY**

Arizona Commission for Postsecondary Education

WHEREAS, it is advantageous to the State and to all its postsecondary education sectors to provide postsecondary education courses and award credentials to all Arizona citizens, who may benefit from a postsecondary education, and

WHEREAS, Arizona's citizens know that without advanced postsecondary education and training, they will not be able to compete successfully in a global economy and contribute to the economic growth of their State; and

WHEREAS, the development of new distance education technologies demonstrate clearly that distance education extends postsecondary participation to students unable to participate in classroom education, reduces the time and volume of classroom activity needed to obtain a credential, and reduces student unit costs; and

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WHEREAS, throughout history, postsecondary education and society have created new institutional types to meet the needs of society and are on the threshold of creating a new institutional type designed to meet the nations' need to educate its citizens in innovative ways as we enter the Information Age; and

WHEREAS, the Western Governor's Association, having assessed the availability and capabilities of advanced technology-based teaching and learning, is currently developing a design plan for a western virtual university to serve the region; and

WHEREAS, the State's capacity to respond to the challenges of projected workforce needs, postsecondary enrollment growths, and limited resources, through existing postsecondary institutions is constrained; and

WHEREAS, it is in the best interests of the State, its postsecondary institutions, and its citizens to examine immediately the feasibility to aligning with the proposed western virtual university prior to the completion of the western virtual university design plan; and

WHEREAS, the Arizona Commission for Postsecondary Education is the State statutory agency charged with considering the postsecondary needs of unserved and underserved individuals in this State pursuant to A.R.S. § 15-1851 and is composed of representatives from all Arizona secondary and postsecondary education sectors.

NOW, THEREFORE, pursuant to the authority vested in me as Governor and Chief Executive Officer of the State of Arizona, **IT IS HEREBY ORDERED** as follows:

1. There is created the **Arizona Task Force for the Western Virtual University** composed of representatives from the following:
 - a. Arizona's public universities;
 - b. Arizona's public community colleges;
 - c. Arizona's private postsecondary institutions;
 - d. Arizona's private sector; and
 - e. Arizona's legislature.
 - f. Arizona's executive branch
2. The Arizona Commission for Postsecondary Education shall have the following responsibilities:
 - a. Ensure that the Task Force carries out the following responsibilities under its charge:
 - (i) Considers the relation between the proposed activities of the western virtual university initiative and the current and proposed activities of Arizona's postsecondary institutions;
 - (ii) Considers the postsecondary education needs of unserved and underserved individuals within the

State, including individuals beyond the traditional college age, as well as Arizona employers, and how those needs can be met by the western virtual university;

- (iii) Considers State and national policies designed to enhance the growth of distance education technology and programs their effects on enrollments within all State postsecondary sectors; and
- (iv) Considers the resources of institutions, organizations, or agencies (both public and private) within the State and among the Western virtual university entities needed to provide additional postsecondary educational opportunities through the Virtual University; and
- (v) Recommends to the Commission and to the State how the State should effectively participate in the proposed western virtual university, addressing such key issues as needs, curricular models, markets, costs, timetables, joint institutional capacity, evaluation/quality control, technology infrastructure/alternative delivery mechanisms, partners, and administration.

3. The Task Force shall submit an interim report to the Commission and to the State by June 1, 1996 and shall submit a final report to the Commission and to the State no later than April 1, 1997.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this tenth day of April in the year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 96-5

**CREATING THE ARIZONA HOUSING
COMMISSION**

WHEREAS, providing a quality mix of affordable housing is essential in strengthening Arizona families, improving the quality of our communities, reducing crime and sustaining economic growth; and

WHEREAS, single- and multi-family housing construction represents a \$5 billion industry in Arizona that provides one out of every sixteen jobs; and

WHEREAS, Arizona is experiencing fundamental changes in its housing market due to its growing economy; and

WHEREAS, state government must play a key leadership role in facilitating affordable housing development by maximizing public and private resources.

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, pursuant to the authority vested in me by the Constitution and the laws of Arizona, I do hereby create the **ARIZONA HOUSING COMMISSION**. The Commission shall be dedicated to increasing the development of affordable housing statewide by:

- Facilitating affordable housing, strategic planning and policy setting.
- Advising the Governor, Legislature, State agencies, and local governments on public and private actions that affect the cost and/or supply of housing.
- Coordinating public and private housing finance programs.
- Providing an avenue for enhanced private/public partnerships and innovative initiatives for affordable housing production.
- Adopting policies and providing oversight of all state housing programs.
- Providing direction to the State Interagency Housing and Homeless Council.

Members of the Commission shall be appointed by the Governor. Terms shall expire at the pleasure of the Governor. Appointees shall serve without compensation, except that they shall be compensated for their reasonable expenses incurred in the discharge of their duties. The Director of the Department of Commerce shall serve as chairperson. The members shall consist of:

- Two representatives of city government (one urban, one rural)
- Two representatives of county government (one urban, one rural)
- One representative of the tribal government
- Two representatives of the private sector from the real estate or financial industry

- Two representatives of the non-profit community
- One representative of special needs populations
- One representative of a statewide housing association
- Three members at-large

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this Nineteenth day of April in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, beginning August 22, 1994, the Coconino County Board of Supervisors declared an emergency to protect the health, safety and welfare of the general public of Coconino County, Arizona, to provide law enforcement for the illegally held World Unity Festival rock concert and World Unity event, in the Flagstaff area, and to protect the physical safety of the community; and

WHEREAS, the influx of 5,500 people had a significant impact on the resources of the community; and

WHEREAS, the civil disorder during the period of August 22, 1994, through September 4, 1994, caused severe hardship on Coconino County; and

WHEREAS, the city and county dedicated extensive resources to address this emergency; and

WHEREAS, the conditions threatened public safety and constituted a grave emergency and was beyond Coconino County's capability to resolve; and

WHEREAS, the Legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. 35-192, as amended; and

WHEREAS, all administrative matters related to the emergency have been completed and the need exists for the emergency to be terminated.

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NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and the Laws of the State of Arizona, do hereby terminate the declaration of the State of Emergency of November 16, 1994.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this twenty-sixth day of April in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, statewide lack of precipitation has caused vegetation to be extremely dry and more susceptible to burning; and

WHEREAS, low humidity and unseasonably high temperatures have caused this fuel to be extremely dry and flammable adding to the serious fire hazard; and

WHEREAS, the National Forest Service has banned all open burning and smoking on National Forests because of extreme fire conditions; and

WHEREAS, a severe forest and grassland fire contingency exists which when in association with the rapid population increases and development in the rural/wildland areas of the State could endanger the lives and property of a considerable number of persons of the State of the State's political subdivisions; and

WHEREAS, the State does not possess the capability for the immediate suppression of said fires, and assistance must be provided by federal agencies or through financial procurement; and

WHEREAS, such fire suppression activities will be conducted in accordance with the Arizona State land Department Fire Mobilization Plan and the Joint Powers Agreement; and

WHEREAS, the State Legislature has authorized the Governor emergency authority and monies in the event of

an emergency pursuant to A.R.S. 37-623.02 or A.R.S. 35-192, or both as amended;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of the State, do hereby determine that the existing extreme fire conditions justifies the declaration of an emergency, and do hereby:

- a. Declare that a state of emergency exists effective May 1, 1996; and
- b. Direct that the State land Commissioner implement immediately a ban on open fires and smoking on state and private lands of Arizona; and
- c. Direct that the Adjutant General be hereby authorized in my name to mobilize and call to active duty all or such part of the National Guard as is determined necessary to assist the United States Forest Service, United States Park Service, the Bureau of Land Management, and the Bureau of Indian Affairs in suppressing forest and grassland fires which endanger lives and property in accordance with the existing support agreements at no expense to the State.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this first day of May in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, precipitation throughout the State of Arizona during the past winter was the least ever recorded; and

WHEREAS, weather forecasts through next September indicate higher than normal temperatures; and

WHEREAS, the lack of precipitation has significantly reduced surface and ground water supplies which citizens and commerce of the State are dependent upon; and

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WHEREAS, the lack of water has created drought conditions throughout the State with no near term relief; and

WHEREAS, the drought endangers the crops, property, and livestock of a considerable number of citizens of the State of Arizona; and

WHEREAS, ranching and agriculture comprise a significant portion of Arizona's economy; and

WHEREAS, the drought is causing significant economic injury;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Laws of the State, do hereby determine that a declaration of emergency effective May 3, 1996, is justified, and I hereby:

- a. Direct the Adjutant General be authorized, in my name, to mobilize and call to active duty all of such part of the National Guard as is determined necessary to assist in the protection of life and property within the State;
- b. Declare a drought emergency to exist in Arizona;
- c. Request assistance from the Federal Government for the appropriate federal disaster programs.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix
this third day of May in the Year
of Our Lord One Thousand Nine
Hundred and Ninety-six and of the
Independence of the United States
of America the Two Hundred and
Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

REVISED

AIR POLLUTION EMERGENCY PROCLAMATION

WHEREAS, Maricopa County is classified as a "moderate" ozone nonattainment area under the 1990 Clean Air Act Amendments, which require the area to adopt an air quality plan that reduces VOC emissions by fifteen (15)

percent by 1996 and to attain the National Ambient Air Quality Standards ("NAAQS") for ozone by November 15, 1996; and

WHEREAS, monitoring data from the Arizona Department of Environmental Quality ("ADEQ") indicates that the Maricopa County nonattainment area had twenty-six (26) ozone exceedances, with six (6) of those exceedances recorded at a single monitoring site, and seven (7) sites had more than one (1) exceedance during the 1995 ozone season (June 1st through September 30th); and

WHEREAS, the 1995 ozone exceedances may prevent the Maricopa County nonattainment area for ozone from becoming an attainment area by November 15, 1996, and these exceedances place the Maricopa County nonattainment area in jeopardy of becoming a "serious" nonattainment area for ozone, unless the area records no more than one (1) exceedance per year per monitoring site in 1996, 1997, and 1998; and

WHEREAS, the consequences of becoming a "serious" nonattainment area include significant costs that will negatively impact many sectors of the economy; and

WHEREAS, ozone is a severe irritant that can damage lung tissue, make people more susceptible to respiratory infections, aggravate respiratory disease, and is especially harmful to children who are more vulnerable to ozone's harmful effects; and

WHEREAS, because of the known harmful effects of ozone, exceedances of the NAAQS for ozone increase the risk to the public health, safety, and welfare; and

WHEREAS, the sale of gasoline containing quantities of certain VOC causing constituents in amounts greater than 1990 levels could increase tailpipe emissions of VOC from automobiles further placing the Maricopa County nonattainment area in jeopardy of becoming a "serious" nonattainment area for ozone; and

WHEREAS, the regular survey of gasoline conducted by the Motor Vehicle Manufacturers Association in Maricopa County has shown that these VOC causing constituents in gasoline have increased above the 1990 levels and that there is a potential that the levels of these constituents could remain above 1990 levels; and

WHEREAS, the director of ADEQ has determined that there is a strong likelihood of multiple exceedances of the NAAQS for ozone in 1996 unless additional measures are taken to reduce VOC emission and the Director has communicated this determination to the Governor by letter date May 23, 1996;

NOW, THEREFORE, I, Fife Symington, by virtue of the authority vested in me as Governor of the State of Arizona by the Constitution and Laws of the State, do hereby proclaim the existence of an air pollution emergency pursuant to A.R.S. § 49-465, and further order and direct that:

1. On the 15th day of each month, commencing June 15, 1996, and terminating on October 15, 1996, gasoline refiners and other suppliers of

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- fuel that is supplied or sold and intended as a final product for the fueling of motor vehicles within the Maricopa County ozone nonattainment area, shall report to the Director of the Department of Weights and Measures the levels of sulfur, T-50, and T-90 contained in such fuel shipped to Maricopa County during the preceding month. The report shall be prepared on a form approved by the Director of the Department of Weights and Measures.
2. The Director of the ADEQ and the Director of the Department of Weights and Measures shall cooperate to enforce the provisions of paragraph 1 of this order.
 3. The Director of the ADEQ shall review the reports required pursuant to Paragraph 1 of this order to determine whether; a) Arizona should file a request with the U.S. Environmental Protection Agency to opt in to a federal reformulated gasoline program, as provided in the federal Clean Air Act; or b) appropriate steps should be taken to require that gasoline supplied or sold during any ozone season that is intended as final product for the fueling of motor vehicles in the Maricopa County ozone nonattainment area shall not exceed 116 parts per million of sulfur, fifty percent (50%) distillation (T-50) of 220° F and ninety percent (90%) distillation (T-90) of 339° F and whether the Director of the ADEQ shall submit to the U.S. Environmental Protection Agency amendments to the State Implementation Plan (SIP) to assure that the SIP amended to reflect these gasoline quality specifications.
 4. The Director of the ADEQ shall revise the existing Air Pollution Emergency Plan to include procedures to implement this order and any future order declaring an air pollution emergency where the Director of the ADEQ has notified the Governor of the likelihood or actual exceedance of the NAAQS for ozone.
 5. Commencing June 1, 1996, and continuing through September 30, 1996, 85% of the employees of this state and 75% of the employees of Maricopa County and municipalities in the Maricopa County nonattainment area shall be required to participate in one of the following programs:
 - a. Work schedules that avoid a workday that begins between 7:30 a.m. and 8:30 a.m., or concludes between 4:30 p.m. and 5:30 p.m.
 - b. A compressed work schedule such as four ten-hour days or a nine day eighty-hour pay period.
 - c. Travel to and from work by alternative mode, including bus, carpool, vanpool, or bicycle.
 6. Commencing June 1, 1996, and continuing through April 15, 1996, 85% of the employees of public education institutions in the Maricopa County nonattainment area shall be required to participate in one of the programs listed in paragraph 5.
 7. The Director of the ADEQ shall encourage private employers to prohibit, restrict, or limit their employees vehicle emissions in accordance with any plans or work rules the private employer may have implemented.
 8. The provisions of this order shall not apply to the use of gasoline incidental to a motor vehicle manufactures proving ground or motor vehicle racing event held in the Maricopa County nonattainment area.
- IN WITNESS WHEREOF**, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.
- Fife Symington**
Governor
- DONE at the Capitol in Phoenix this thirtieth day of May in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.
- ATTEST:**
- Jane Dee Hull**
Secretary of State
- IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**
- WHEREAS**, statewide the lack of precipitation has caused vegetation to be extremely dry and more susceptible to burning; and
- WHEREAS**, low humidity and unseasonably high temperatures have caused this fuel to be extremely dry and flammable adding to the serious fire hazard, creating conditions of extreme peril to a considerable number of persons and to property throughout the State; and
- WHEREAS**, the National Forest Service has banned all open burning and smoking on National Forests because of extreme fire conditions; and

WHEREAS, a severe forest and grassland fire contingency exists which, when in association with the rapid population increases and development in the rural/wildland areas of the State, could endanger the lives and property of a considerable number of persons in the State or the State's political subdivisions; and

WHEREAS, the State does not possess the capability for the immediate suppression of said fires, and assistance must be provided by federal agencies or through financial procurement; and

WHEREAS, the State Forester has requested the Governor to declare a wildland fire emergency pursuant to A.R.S. § 37-623.02 and A.R.S. § 35-192; and

WHEREAS, the State Legislature has authorized the Governor emergency authority and monies in the event of an emergency pursuant to A.R.S. § 37-623.02 and A.R.S. § 35-192, or both, as amended;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and the Laws of the State, and upon the request of the State Forester, do hereby determine that the existing extreme fire conditions justifies the declaration of a statewide emergency pursuant to both A.R.S. § 37-623.02 and A.R.S. § 35-192, and I do hereby;

- a. Declare that a statewide fire emergency exists effective May 16, 1996, and that the mobilization of the National Guard will be necessary from time to time; and
- b. Direct that the State Forester be authorized pursuant to A.R.S. § 37-623.02 to expend emergency funds in prepositioning resources to combat new starts of wildland fires; and
- c. Direct that the Division of Emergency Management be authorized to expend \$200,000 pursuant to A.R.S. § 35-192 after all necessary authorizations under A.R.S. § 37-623.02 are exhausted; and
- d. Direct that such fire suppression activities will be conducted in accordance with the Arizona State Land Department Fire Mobilization Plan and the Joint Powers Agreement; and
- e. Direct that the Adjutant General be hereby authorized in my name to mobilize and call to active duty all or such part of the National Guard as is determined necessary to assist the United States Forest Service, United States Park Service, the Bureau of Land Management, and the Bureau of Indian Affairs in suppressing forest and grassland fires which endanger lives and property in accordance with existing support agreements at no expense to the State.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this sixteenth day of May in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 96-7
(Supersedes Executive Order 96-5)

**ESTABLISHMENT OF ALTERNATIVE
TRANSPORTATION SYSTEM TASK FORCE**

WHEREAS, a disproportionate amount of the valley's air quality problems are the result of conventionally fueled vehicle utilization; and

WHEREAS, a recent Goldwater Institute paper identified that there are 120,000 valley citizens who rely on buses for their basic minimal amenity transportation needs; and

WHEREAS, the citizens desire for a new, expanded, or alternate transportation system needs to be evaluated; and

WHEREAS, a determination should be made as to whether an alternate transportation plan should attempt to displace, discourage, or otherwise impact travel by automobile; and

WHEREAS, there is a need to evaluate which method or combination of methods provides the best type of alternate transportation system; and

WHEREAS, there is a need to evaluate funding mechanisms, for funding an alternate transportation system;

NOW, THEREFORE, I, Fife Symington, by virtue of the authority vested in me as Governor of the State of Arizona by the Constitution and Laws of the State, do hereby create the **Alternative Transportation Task Force** and delineate herein its structure and duties:

The Commission shall:

- Study which methods or combination of methods provides the best type of alternate transportation including but not limited to buses, light rail, high speed rail, bicycle paths, other pedestrian alternates & amenities, car and van pooling, one-way street or other street redirection, and automobile restriction options;
- Study various available funding mechanisms or combination of methodologies, for paying for an alternate transportation system;
- Evaluate the citizens desire for a new, expanded or alternate transportation system;

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- Determine whether an alternate transportation plan should attempt to displace, discourage, or otherwise impact travel by automobile and whether such incentives are in the best interest of the public at large, including, but not limited to;
- By November 15, 1996, develop recommendations for a comprehensive alternative transportation program for the Maricopa County nonattainment area.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix
this Eleventh day of June in the
Year of Our Lord One Thousand
Nine Hundred and Ninety-six and
of the Independence of the United
States of America the Two
Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

PROCLAMATION

BY THE GOVERNOR OF THE STATE OF ARIZONA
CALLING A SEVENTH SPECIAL SESSION OF THE
FOURTY-SECOND LEGISLATURE OF THE STATE
OF ARIZONA

By the power vested in me by Article IV, Part 2, Section 3, and by Article V, Section 4 of the Arizona Constitution, I, Fife Symington, Governor of the State of Arizona, call the 42nd Legislature to meet in Seventh Special Session in the Capitol on Tuesday, the sixteenth day of July, 1996, at 8:45 a.m.

The subjects to be considered at the special session shall be:

1. Property tax reductions and reforms and tax appeals.
2. Enhancing air quality programs and funding for vehicle emissions inspections programs.
3. School capital facility financing.
4. Supplemental appropriations in FY 1997 for operation of the Veteran's Home.
5. Statutory changes necessary, pursuant to 28 USC § 2261, in order for the recently enacted habeas corpus procedures in capital cases to

apply in federal habeas corpus proceedings instituted by Arizona prisoners subject to a capital sentence

6. Providing for judicial appointment of independent counsel in cases where prosecutors have given special treatment to public officers.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix
this fifteenth day of July in the
Year of Our Lord One Thousand
Nine Hundred and Ninety-six and
of the Independence of the United
States of America the Two
Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

REVISED

AIR POLLUTION EMERGENCY PROCLAMATION

WHEREAS, Maricopa County is classified as a "moderate" ozone nonattainment area under the 1990 Clean Air Act Amendments, which require the area to adopt an air quality plan that reduces VOC emissions by fifteen percent (15%) by 1996 and to attain the National Ambient Air Quality Standards ("NAAQS") for ozone by November 15, 1996; and

WHEREAS, monitoring data from the Arizona Department of Environmental Quality ("ADEQ") indicates that the Maricopa County nonattainment area had twenty-six (26) ozone exceedances with six (6) of those exceedances recorded at a single monitoring site, and seven (7) sites had more than one (1) exceedance during the 1995 ozone season (June 1st through September 30th); and

WHEREAS, the 1995 ozone exceedances may prevent the Maricopa County nonattainment area for ozone from becoming an attainment area by November 15, 1996, and these exceedances place the Maricopa County nonattainment area in jeopardy of becoming a "serious" nonattainment area for ozone, unless the area records no more that one exceedance per year per monitoring site in 1996, 1997 and 1998; and

WHEREAS, the consequences of becoming a "serious" nonattainment area include significant costs that will negatively impact many sectors of the economy; and

WHEREAS, ozone is a severe irritant that can damage lung tissue, make people more susceptible to respiratory infections, aggravate respiratory disease and is especially harmful to children who are more vulnerable to ozone's harmful effects; and

WHEREAS, because of the known harmful effects of ozone, exceedances of the NAAQS for ozone increase the risk to the public health, safety, and welfare; and

WHEREAS, the sale of gasoline containing quantities of certain VOC causing constituents in amounts greater than 1990 levels could increase tailpipe emissions of VOC from automobiles further placing the Maricopa County nonattainment area in jeopardy of becoming a "serious" nonattainment area for ozone; and

WHEREAS, the regular survey of gasoline conducted by the Motor Vehicle Manufacturers Association in Maricopa County has shown that these VOC causing constituents in gasoline have increased above the 1990 levels and that there is a potential that the levels of these constituents could remain above 1990 levels; and

WHEREAS, the Director of ADEQ has determined that there is a strong likelihood of multiple exceedances of the NAAQS for ozone in 1996 unless additional measures are taken to reduce VOC emission and the Director has communicated this determination to the Governor by letter date May 23, 1996;

WHEREAS, on July 1, 1996, the Ozone Strategies Task Force, established pursuant to executive order 96-6, adopted measures which can be implemented in the summer of 1996 to avoid violations of the ozone standard and his recommended means to implement those measures;

WHEREAS, I have reviewed and accepted the report of the Ozone Strategies Task Force, including their recommendations for revisions to this proclamation;

NOW, THEREFORE, I, Fife Symington, by virtue of the authority vested in me as Governor of the State of Arizona by the Constitution and Laws of the State, do hereby proclaim the existence of an air pollution emergency pursuant to A.R.S. § 49-465, and further order and direct that:

- ~~1. On the 15th day of each month, commencing June 15, 1996, and terminating on October 15, 1996, gasoline refiners and other suppliers of fuel that is supplied or sold and intended as a final product for the fueling of motor vehicles within Maricopa County ozone nonattainment area, shall report to the Director of the Department of Weights and Measures the levels of sulfur, T-50, and T-90 contained in such fuel shipped to Maricopa County during the preceding month. The report shall be prepared on a form approved by the Director of the Department of Weights and Measures.~~

1. By July 31, 1996, and on the 15th day of each month thereafter until October 15, 1996, each gasoline refiner and all other suppliers of motor

fuel that ship motor fuel to Maricopa County shall report to the Director of ADEQ specification data, as measured at the refinery, applicable to each batch of gasoline fuel shipped during the preceding month. The specification data shall include Reid Vapor Pressure and the levels of sulfur, T-50, T-90, olefins, aromatics and oxygen, and shall be determined in accordance with the applicable American Society for Testing and Materials test methods. The report shall be prepared on a form approved by the Director of the ADEQ. Pursuant to the requirements of A.R.S. 49-432, the Director of the ADEQ shall treat the data as confidential business information.

2. ~~The Director of the ADEQ and the Director of the Department of Weights and Measures shall cooperate to enforce the provisions of paragraph 1 of this order.~~
3. For purposes of encouraging refiners to import fuel with parameters that are less likely to elevate ozone concentrations in the Maricopa County nonattainment area, within 30 days of receipt of the reports required pursuant to paragraph 1 of this order, the Director of the ADEQ shall publish the emissions characteristics of the fuel, as measured at the refinery, based upon the results of the EPA complex model. The information published shall also include, for each supplier, a comparison of the emissions characteristics of the fuel shipped during the reporting period to the refinery's 1990 baseline, as reported to U.S. Environmental Protection Agency. The published data shall be accompanied by the following qualification:

The emission information provided in this report is based on fuel parameters measured at the refinery. It is common practice in the petroleum industry to commingle fuels from various refiners after the fuel has left the refinery but prior to the addition of the proprietary fuel additives by individual petroleum companies and prior to the fuel's delivery to service stations for sale. Therefore, this information applies only to the quality of fuel leaving the refinery and not the quality of fuel purchased at the pump.

4. 3. The Director of the ADEQ shall review the reports required pursuant to paragraph 1 of this order to determine whether; a) Arizona should file a request with the U.S. Environmental Protection Agency to opt in to the federal reformulated gasoline program, as provided in the federal Clean Air Act; or b) appropriate steps should be taken to require that gasoline

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supplied or sold during any ozone season that is intended as final product for the fueling of motor vehicles in the Maricopa County ozone nonattainment area shall not exceed 116 parts per million of sulfur, fifty percent (50%) distillation (T-50) or 220° F and ninety percent (90%) distillation (T-90) of 339° F and whether the Director of the ADEQ shall submit to the U.S. Environmental Protection Agency amendments to the State Implementation Plan (SIP) to assure that the SIP amended to reflect these gasoline quality specifications.

- 5.4. The Director of the ADEQ shall revise the existing Air Pollution Emergency Plan to include procedures to implement this order and any future order declaring an air pollution emergency where the Director of the ADEQ has notified the Governor of the likelihood or actual exceedance of the NAAQS for ozone.
- 6.5. Commencing June 1, 1996, and continuing through September 30, 1996, 85% of the employees of this state and 75% of the employees of Maricopa County and municipalities in the Maricopa County nonattainment area shall be required to participate in one of the following programs:
- a. Work schedules that avoid a workday that begins between 7:30 a.m. and 8:30 a.m., or concludes between 4:30 p.m. and 5:30 p.m.
 - b. A compressed work schedule such as four 10-hour days or a nine day eighty-hour pay period.
 - c. Travel to and from work by alternative mode, including bus, carpool, vanpool, or bicycle.
- 7.6. Commencing June 1, 1996, and continuing through April 15, 1996, 85% of the employees of public education institutions in the Maricopa County nonattainment area shall be required to participate in one of the programs listed in PARAGRAPH 6.
- 8.7. The Director of the ADEQ shall encourage private employers to prohibit, restrict, or limit their employees vehicle emissions in accordance with any plans or work rules the private employer may have implemented.
9. Commencing July 22, 1996, each agency of this state and its political subdivisions, operating in the Maricopa County ozone nonattainment area shall, wherever practicable defer activities which result in emission of reactive organic compounds which contribute to ozone formation. These activities include, where feasible and appropriate, the following:

- a. Prioritizing and rescheduling of painting, metal coating, refinishing, and other emitting activities until after September 30, 1996;
 - b. Minimizing use of two-cycle gasoline powered lawn and maintenance equipment, deferring landscaping activities, painting, metal coating, refinishing, and other emitting activities until after 4 p.m.; and
 - c. Scheduling gasoline-powered fleet refueling after 4 p.m.
10. Commencing July 22, 1996, each agency of this state and its political subdivisions shall include in all procurement solicitations, a request for substitute products with low- or no-content organic compounds.
- 11.8. The provisions of this order shall not apply to the use of gasoline incident to a motor vehicle manufactures proving ground or motor vehicle racing event held in the Maricopa County nonattainment area.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix
this sixteenth day of July in the
Year of Our Lord One Thousand
Nine Hundred and Ninety-six and
of the Independence of the United
States of America the Two
Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 96-9

**RECEIPT OF CRIMINAL HISTORY
INFORMATION TUBAC FIRE DISTRICT**

WHEREAS, the Tubac Fire District has statutory authority under Section 48-805, Arizona Revised Statutes (A.R.S.), to employ any personnel deemed necessary for fire protection and preservation of life, and it would be in the best interests of the State to inquire into the character and past criminal conduct of current and prospective employees and volunteers of the Tubac Fire District; and

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WHEREAS, the Arizona Department of Public Safety maintains a Central State Repository pursuant to A.R.S. 41-1750 for the purpose of procuring and maintaining information concerning arrests and convictions of persons for public offenses in Arizona; and

WHEREAS, the Central State Repository is authorized pursuant to A.R.S. 41-1750 to provide criminal history record information to noncriminal justice agencies of the State for the purpose of evaluating the fitness of prospective employees and volunteers; and

WHEREAS, the Tubac Fire District is considered a noncriminal justice agency of the State; and

WHEREAS, noncriminal justice agencies of the State may receive criminal history record information from the Arizona Department of Public Safety pursuant to A.R.S. 41-1750 only by specific authority granted to that agency by statute, ordinance, or executive order, and subject to rules of the Arizona Department of Public Safety.

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, under authority provided by A.R.S. 41-1750, hereby authorize the Central State Repository of the Arizona Department of Public Safety to provide, upon receipt of applicant fingerprint cards, and the Tubac Fire District to receive criminal history record information from the Arizona Department of Public Safety for the purpose of evaluating the fitness of current and prospective employees and volunteers of the Tubac Fire District in accordance with those rules issued by the Arizona Department of Public Safety.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this Sixteenth day of July in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 96-10

**STATE OF ARIZONA HEAD START
COLLABORATIVE ADVISORY COUNCIL**

WHEREAS, Heads Start grantee agencies are recognized

as having a positive influence on the health, safety, and well-being of young children and their families by providing early childhood services; and

WHEREAS, young children and their families are provided through Head Start programs in Arizona individualized early childhood learning experiences, health services, nutrition programs, parent involvement in program planning and operation, as well as social and mental health services; and

WHEREAS, interagency collaboration among state, federal, private, and public community-based agencies would foster, advance, and promote efficient use of resources and effective delivery of program services to young children and their families; and

WHEREAS, the Division for Children in the Governor's Office of Community and Family Programs strives to promote and advance the strength and well-being of Arizona's children and families; and

WHEREAS, the Division for Children has been awarded a Head Start State Collaborative Grant from the Federal Department of Health and Human Services that specifies for the duration of the grant the formation of an advisory council to enhance self-sufficiency and lead to positive life outcomes for low-income families and children; and

WHEREAS, The Advisory Council may determine technical research and program information is necessary for the Council to effectively plan for collaborative activities;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this state, hereby order the following:

The Arizona Head Start Collaborative Advisory Council (the "Advisory Council") is hereby established to advise and help in the development, implementation, and evaluation of a statewide plan that will include policies and program practices to promote collaboration among federal, state, public and private agencies that serve the health, well-being, and developmental needs of young children and their families.

The Advisory Council, appointed by the Governor, shall consist of twenty-five voting members. The Governor or his designee shall serve as chair of the Council. Members of the Council shall include directors or designees of State agencies that serve the developmental needs of young children, representatives of public or private community-based organizations that deliver services to children and their families, members of the business community, citizens interested in children and youth programs, elected officials, and five (5) members who are directly involved with Arizona Head Start programs and services. These Head Start members shall include: the President of the Arizona Head Start Association, a representative of a rural Head Start Grantee agency, a representative of an urban Head Start Grantee agency, a Head Start parent, and a representative of a Tribal Head Start Grantee agency.

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The Advisory Council shall review the status of early childhood programs and comprehensive services for young children and families. These programs and services may include, but are not limited to, health care, child care, welfare, early childhood education, community service programs, literacy, and activities relating to children with disabling conditions.

The Advisory Council shall make recommendations to the Governor for the development and application of interagency strategies, public policies, and legislative initiatives that will promote communication, partnerships, and service delivery practices to provide comprehensive early childhood and related family services that promote child development and family self-sufficiency.

There shall be a Collaborative Technical Committee appointed by the Advisory Council and comprised of representatives of the Division for Children, State agencies that provide services for young children and their families, the Arizona Head Start Association, program and policy experts in the field of early childhood and related family services, and others designated by the Advisory Council. The Collaborative Technical Committee shall be a working group, convened by the Division for Children to support and complement the activities of the Advisory Council and to assist the Advisory Council with technical research and program information needed to effectively meet the Advisory Council's goals.

The Division for Children shall be responsible for processing and submitting technical reports, documents, and public information regarding the activities and progress of the Advisory Council and the Collaborative Technical Committee.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix
this Seventeenth day of July in the
Year of Our Lord One Thousand
Nine Hundred and Ninety-six and
of the Independence of the United
States of America the Two
Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 96-11

ARIZONA BICYCLE TASK FORCE REPEAL

WHEREAS, the "Governor's Arizona Bicycle Task

Force" was established by Executive Order 86-4; and

WHEREAS, the use of bicycles is an important method of alternative transportation; and

WHEREAS, in recognition of that fact, the Alternative Transportation Task Force created on June 11, 1996 has been authorized to study and implement alternative transportation systems;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this state hereby rescind Executive Order 86-4, thereby repealing the "Governor's Arizona Bicycle Task Force."

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix
this Twenty-second day of July in
the Year of Our Lord One
Thousand Nine Hundred and
Ninety-six and of the
Independence of the United States
of America the Two Hundred and
Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, on August 21, 1994, a severe monsoon storm caused extensive flooding in the City of Nogales and the surrounding areas of Santa Cruz County that resulted in extensive damage to public facilities and endangered public health and safety; and

WHEREAS, repair of the damages resulting from the flooding exceeded the capabilities and resources of the City of Nogales and Santa Cruz County; and

WHEREAS, all recovery measures have now been completed and claims paid;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Laws of the State of Arizona, do hereby terminate the declaration of the state of emergency of August 30, 1994. All unexpended funds allocated to the emergency shall revert to the General Fund.

IN WITNESS WHEREOF, I

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have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this twenty-first day of August in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, beginning August 22, 1994, the Coconino County Board of Supervisors declared an emergency to protect the health, safety, and welfare of the general public of Coconino County, Arizona, to provide law enforcement for the illegally held World Unity Festival rock concert and World Unity event in the Flagstaff area, and to protect the physical safety of the community; and

WHEREAS, the influx of 5,500 people had a significant impact on the law enforcement resources of the community; and

WHEREAS, the conditions threatened public safety and constituted a grave emergency and was beyond Coconino County's capability to resolve; and

WHEREAS, the Legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. § 35-192, as amended; and

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Laws of the State of Arizona, do hereby:

- a. Amend the Proclamation of April 25, 1996, to direct that all unexpended funds allocated to the emergency be reverted to the General Fund.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this twenty-first day of August in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 96-13

**RECEIPT OF CRIMINAL RECORD INFORMATION
BLACK CANYON FIRE DEPARTMENT**

WHEREAS, the Black Canyon Fire Department is responsible under Section 48-805, Arizona Revised Statutes (A.R.S.), to employ any personnel deemed necessary for fire protection and preservation of life, and it would be in the best interests of the state to inquire into the character and past criminal conduct of current and prospective employees and volunteers; and

WHEREAS, the Arizona Department of Public Safety maintains a Central State Repository pursuant to A.R.S. § 41-1750 for the purpose of procuring and maintaining information concerning arrests and convictions of persons for public offenses in Arizona; and

WHEREAS, the Central State Repository is authorized pursuant to A.R.S. § 41-1750 to provide criminal history record information to noncriminal justice agencies of the State for the purpose of evaluating the fitness of prospective employees and volunteers; and

WHEREAS, the Black Canyon Fire Department is considered a noncriminal justice agency of the State; and

WHEREAS, noncriminal justice agencies of the State may receive criminal history record information from the Arizona Department of Public Safety pursuant to A.R.S. § 41-1750 only by specific authority granted to that agency by statute, ordinance, or executive order, and subject to rules of the Arizona Department of Public Safety.

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, under authority provided by A.R.S. § 41-1750, hereby authorize the Central State Repository of the Arizona Department of Public Safety to provide, upon receipt of applicant fingerprint cards, and the chief officer of the Black Canyon Fire Department to receive criminal history record information for the purpose of evaluating the fitness of prospective employees and volunteers in accordance with those rules issued by the Arizona Department of Public Safety.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal

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of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this Nineteenth day of August in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, on August 14, 1996, a major weather system involving a severe storm bearing heavy rainfall, high winds, caused widespread damage to private property and public facilities in Maricopa County; and

WHEREAS, the storm caused widespread electric power disruption resulting in traffic congestion and accidents requiring increased response from emergency personnel; and

WHEREAS, conditions caused by the storm have resulted in a serious threat to life, health, and safety of thousands of citizens; and

WHEREAS, extensive damage to buildings, roofs, fences, and trees will result in a massive debris removal by local governments; and

WHEREAS, these emergency conditions have exceeded the capabilities of the affected political subdivisions; and

WHEREAS, the Legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. § 35-192, as amended;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in the Governor by the Arizona Constitution and laws of the State of Arizona, have determined that the storms resulting in widespread major damage justify the declaration of a state of emergency and hereby:

- a. Amend the Proclamation of August 15, 1996, to include Yuma County.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix on this the thirteenth of September in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, on December 8, 1995, the Coconino County Board of Supervisors declared an emergency to protect the physical safety and property of the lower Moenkopi Village due to imminent threat of flooding; and

WHEREAS, as the debris from the landslide into the Moenkopi prevented water from flowing down the wash; and

WHEREAS, water backed up in the wash without a natural outlet and consequently the volume increased which created the conditions that threatened public safety and public property, and constituted a grave emergency that was beyond Coconino County's capability to resolve; and

WHEREAS, measures to alleviate the threat were initiated on December 1, 1995; and

WHEREAS, the Legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. § 35-192, as amended;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and Laws of the State of Arizona, do hereby:

- a. Amend the Proclamation of December 11, 1995, to change the effective date from December 11, 1995, to December 1, 1995.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this third day of December in the Year of Our Lord One Thousand

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Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, on December 11, 1995, the Coconino County Board of Supervisors declared an emergency to protect the physical safety and property of the lower Moenkopi Village due to imminent threat of flooding; and

WHEREAS, water backing up behind a landslide in the Moenkopi Wash caused a threat to public safety and public property, and constituted a grave emergency that was beyond Coconino County's capability to resolve; and

WHEREAS, the legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. § 35-192, as amended; and

WHEREAS, measures to alleviate the threat have been completed and claims paid;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by the virtue of the authority vested in me by the Constitution and Laws of the State of Arizona, do hereby terminate the declaration of the State of Emergency of December 11, 1995. All unexpended funds allocated to the emergency shall revert to the General Fund.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this twentieth day of December in the Year of Our Lord One Thousand Nine Hundred and Ninety-six and of the Independence of the United States of America the Two Hundred and Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

**EXECUTIVE ORDERS, PROCLAMATIONS OF
GENERAL APPLICABILITY, AND STATEMENTS
ISSUED BY THE GOVERNOR
PURSUANT TO A.R.S. § 41-1013(B)(3)**

The Administrative Procedure Act (APA) requires the full-text publication of all Executive Orders and Proclamations of General Applicability issued by the Governor. In addition, the *Register* shall include each statement filed by the Governor in granting a commutation, pardon or reprieve, or stay or suspension of execution where a sentence of death is imposed.

**The following Executive Orders and Proclamations were inadvertently not
published at date of issuance.**

EXECUTIVE ORDER 95-5

**ESTABLISHING THE GOVERNOR'S COUNCIL ON
WORKFORCE DEVELOPMENT**

WHEREAS, the State of Arizona recognizes that economic vitality, growth and competitiveness are dependent upon a highly skilled workforce; and

WHEREAS, the quality and preparedness of the State's workforce are the shared responsibilities of many individuals and organizations, both public and private; and

WHEREAS, there is a need for a coordinated and comprehensive approach to workforce development utilizing federal, state and local resources, which incorporates the State's economic development goals; and

WHEREAS, the State of Arizona is committed to building a workforce development system that is rational, accountable, and customer-driven; and

WHEREAS, federal law provides states the opportunity to consolidate the policy, planning, and oversight functions of federally funded employment and training programs into a single council at the state level;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by the virtue of the authority vested in me as Governor by the Arizona Constitution and the laws of this State, do hereby order:

1. In accordance with Section 701 of the Job Training Partnership Act (PL 97-300, as amended), a Human Resource Investment Council is established, to be known as the **Governor's Council on Workforce Development** and located under the jurisdiction of the Office of the Governor.
2. The primary responsibility of the Council will be to advise the Governor on all matters of workforce development strategy for the State of Arizona. In this capacity, the Council:
 - a. Shall review the provision of services and use of funds and resources under applicable federal human resource

programs and advise the Governor on methods of coordinating such provisions of services and use of funds and resources consistent with the laws and regulations governing such programs;

- b. Shall advise the Governor on the development and implementation of state and local standards and measures relating to applicable federal human resource programs and coordination of such standards and measures;
- c. Shall carry out the duties and functions prescribed for the Arizona Employment and Training Council, which serves as the State Job Training Coordinating Council under PL 97-300 (Job Training Partnership Act);
- d. May carry out the duties and functions prescribed for the Arizona Apprenticeship Advisory Council under A.R.S. 23-222;
- e. May carry out the duties and functions prescribed for other existing state councils described under laws relating to federal and state human resource programs for which the Governor and the head of the state agency responsible for the administration of such program may in the future jointly agree to include within the jurisdiction of the State Workforce Development Council, including:
 - (i) the Carl D. Perkins Vocational and Applied Technology Act (20 U.S.C. 2301 et seq.);
 - (ii) the National Community Service Act of 1990 (42 U.S.C. 1250 et seq.);
 - (iii) the Adult Education Act (20 U.S.C. 1201 et seq.);

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- (iv) the Wagner-Peyser Act (29 U.S.C. 49 et seq.);
 - (v) part F of Title IV of the social Security Act (42 U.S.C. 681 et seq.); and
 - (vi) the employment program established under Section 6(d)(4) of the Food Stamp Act of 1977 (7 U.S.C. 2015(d)(4));
 - (vii) the School-To-Work Opportunities Act of 1993; and
 - (viii) the Arizona Work Force Recruitment and Job Training Program;
- f. Shall prepare a comprehensive statewide workforce development strategic plan for the Governor which:
- (i) identifies the human investment needs in the state and recommends goals for meeting such needs;
 - (ii) establishes goals for the development and coordination of education, training and employment system;
 - (iii) evaluates progress towards meeting the goals and strategies;
 - (iv) identifies the need for waivers of regulatory provisions or other administrative changes which are necessary to achieve the goals of the strategic plan;
 - (v) identifies the needs for statutory changes or new legislation at the federal or state level necessary to achieve the goals of the strategic plan;
 - (vi) analyzes and assess new federal and state policy and program initiatives and the impact of these on Arizona; and
 - (vii) identifies opportunities for coordination, collaboration, and consolidation with other economic development and workforce development initiatives, including Unemployment Insurance Profiling and the One-Stop Career Center System.
- g. Shall ensure the goals and activities identified in the strategic plan are closely related to the direction of the Arizona Strategic Plan for Economic Development as implemented by the Governor's Strategic Partnership for Economic Development.
3. The Council shall have 32 members appointed by the Governor to represent stakeholders who are part of the workforce development system and conform to the requirements as specified in Section 702 of the Job Training Partnership Act (PL 97-300, as amended). Membership shall be comprised of:
- a. the agency head or his/her designee of the:
 - Arizona Department of Economic Security,
 - Arizona Department of Education
 - Arizona Department of Commerce,
 - Arizona Industrial Commission;
 - b. representatives of business and industry;
 - c. representatives of organized labor;
 - d. representatives of local public education;
 - e. representatives of postsecondary education;
 - f. representatives of secondary or postsecondary vocational education;
 - g. representatives of community-based organizations; and
 - h. members of the general public, who may also include:
 - representatives of local welfare agencies,
 - representatives of public housing,
 - representatives from local government,
 - representatives from the State Legislature,
 - representatives of state or local workforce development programs, and
 - representatives with special knowledge with respect to special education and career development needs of hard-to-serve individuals.
4. The appointment of a representative of business and industry to serve as Chair of the Council.
5. Department Directors shall serve at the pleasure of the Governor.
6. All other members shall initially serve for staggered terms of one, two, and three years (except as noted above). Upon expiration of the initial terms, appointments shall be for three-year terms. Initial appointments of representatives of business and industry,

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organized labor, education, and community-based organizations shall be for a minimum of two years.

7. Plans and decisions by the Council shall be subject to approval by the Governor.
8. The Council shall be reviewed no later than December 31, 1999, to determine appropriate action for its continuance, modification or termination.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona

Fife Symington
Governor

DONE at the Capitol in Phoenix
this twenty-fourth day of April in
the Year Of Our Lord One
Thousand Nine Hundred and
Ninety-five and of the
Independence of the United States
of America the Two Hundred and
Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-8
(Supersedes Executive Order 95-5)

**ESTABLISHING THE GOVERNOR'S COUNCIL ON
WORKFORCE DEVELOPMENT**

WHEREAS, the State of Arizona recognizes that economic vitality, growth and competitiveness are dependent upon a highly skilled workforce; and

WHEREAS, the quality and preparedness of the State's workforce are the shared responsibilities of many individuals and organizations, both public and private; and

WHEREAS, there is need for a coordinated and comprehensive approach to workforce development utilizing federal, state and local resources, which incorporates the State's economic development goals; and

WHEREAS, the State of Arizona is committed to building a workforce development system that is rational, accountable, and customer-driven; and

WHEREAS, federal law provides states the opportunity to consolidate the policy, planning, and oversight functions of federally funded employment and training programs into a single council at the state level;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by the virtue of the authority vested in me as Governor, by the Arizona Constitution and the laws of this state, do hereby order:

1. In accordance with Section 701 of the Job Training Partnership Act (PL 97-300, as amended), a Human Resource Investment Council is established, to be known as the **Governor's Council on Workforce Development** and located under the jurisdiction of the Office of the Governor.
2. The primary responsibility of the Council will be to advise the Governor on all matters of workforce development strategy for the State of Arizona. In this capacity, the Council:
 - a. Shall review the provision of services and use of funds and resources under applicable federal human resource programs and advise the Governor on methods of coordinating such provisions of services and use of funds and resources consistent with the laws and regulations governing such programs;
 - b. Shall advise the Governor on the development and implementation of state and local standards and measures relating to applicable federal human resource programs and coordination of such standards and measures;
 - c. Shall carry out the duties and functions prescribed for the Arizona Employment and Training Council, which serves as the State Job Training Coordinating Council under PL 97-300 (Job Training Partnership Act);
 - d. May carry out the duties and functions prescribed for the Arizona Apprenticeship Advisory Council under A.R.S. 23-222;
 - e. May carry out the duties and functions prescribed for other existing state councils described under laws relating to federal and state human resource programs for which the Governor and the head of the state agency responsible for the administration of such program may in the future jointly agree to include within the jurisdiction of the State Workforce Development Council, including:
 - (i) the Carl D. Perkins Vocational and Applied Technology Act (20 U.S.C. 2301 et seq.);
 - (ii) the National Community Service Act of 1990 (42 U.S.C. 1250 et seq.);

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- (iii) the Adult Education Act (20 U.S.C. 1201 et seq.);
 - (iv) the Wagner-Peyser Act (29 U.S.C. 49 et seq.);
 - (v) part F of Title IV of the social Security Act (42 U.S.C. 681 et seq.); and
 - (vi) the employment program established under Section 6(d)(4) of the Food Stamp Act of 1977 (7 U.S.C. 2015(d)(4));
 - (vii) the School-To-Work Opportunities Act of 1993; and
 - (viii) the Arizona Work Force Recruitment and Job Training Program;
- f. Shall prepare a comprehensive statewide workforce development strategic plan for the Governor which:
- (i) identifies the human investment needs in the state and recommends goals for meeting such needs;
 - (ii) establishes goals for the development and coordination of education, training and employment system;
 - (iii) evaluates progress towards meeting the goals and strategies;
 - (iv) identifies the need for waivers of regulatory provisions or other administrative changes which are necessary to achieve the goals of the strategic plan;
 - (v) identifies the needs for statutory changes or new legislation at the federal or state level necessary to achieve the goals of the strategic plan;
 - (vi) analyzes and assess new federal and state policy and program initiatives and the impact of these on Arizona; and
 - (vii) identifies opportunities for coordination, collaboration and consolidation with other economic development and workforce development initiatives, including Unemployment Insurance Profiling and the One-Stop Career Center System.
- g. Shall ensure the goals and activities identified in the strategic plan are closely related to the direction of the Arizona Strategic Plan for Economic Development as implemented by the Governor's Strategic Partnership for Economic Development.
3. The Council shall have 35 members appointed by the Governor to represent stakeholders who are part of the workforce development system and conform to the requirements as specified in Section 702 of the Job Training Partnership Act (PL 97-300, as amended). Membership shall be comprised of:
- a. the agency head or his/her designee of the
 - Arizona Department of Economic Security,
 - Arizona Department of Education
 - Arizona Department of Commerce,
 - Arizona Industrial Commission;
 - b. representatives of business and industry;
 - c. representatives of organized labor;
 - d. representatives of local public education;
 - e. representatives of postsecondary education;
 - f. representatives of secondary or postsecondary vocational education;
 - g. representatives of community-based organizations; and
 - h. members of general public, who may also include:
 - representatives of local welfare agencies,
 - representatives of public housing,
 - representatives from local government,
 - representatives from the State Legislature,
 - representatives of state or local workforce development programs, and
 - representatives with special knowledge with respect to special education and career development needs of hard-to-serve individuals.
4. The appointment of a representative of business and industry to serve as Chair of the Council.
5. Department Directors shall serve at the pleasure of the Governor.
6. All other members shall initially serve for staggered terms of one, two, and three years (except as noted above). Upon expiration of the initial terms, appointments shall be for three-year terms. Initial appointments of

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representatives of business and industry, organized labor, education, and community-based organizations shall be for a minimum of two years.

7. Plans and decisions by the Council shall be subject to approval by the Governor.
8. The Council shall be reviewed no later than December 31, 1999, to determine appropriate action for its continuance, modification, or termination.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona

Fife Symington
Governor

DONE at the Capitol in Phoenix
this thirteenth day of July in the
Year of Our Lord One Thousand
Nine Hundred and Ninety-five and
of the Independence of the United
States of America the Two
Hundred and Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

**IN ACCORDANCE WITH ESTABLISHED
EMERGENCY PROCEDURES**

WHEREAS, the State of Arizona experienced unusually severe forest and grassland wildfire season in 1994; and

WHEREAS, expenditures by the State Land Department to suppress wildfires exceeded the funds authorized by the Legislature under A.R.S. 37-623; and

WHEREAS, the State Land Department requested supplemental funding from the State Emergency Council after expending its authorized funding; and

WHEREAS, on August 30, 1994, the State Emergency Council allocated \$600,000 for transfer to the State Land Department to help defray unpaid obligations; and

WHEREAS, it was the intent of the State Emergency Council that an emergency be proclaimed in order to provide the necessary funding to the State Land Department; and

WHEREAS, the Legislature has authorized the expenditure of funds in the event of an emergency pursuant to A.R.S. 35-192, as amended;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of the State, do hereby:

- a. Amend the Proclamation of February 2, 1995, for the purpose of establishing an incident period beginning March 28, 1994, through October 15, 1994.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona

Fife Symington
Governor

DONE at the Capitol in Phoenix
on this twenty-fifth day of July in
the Year of Our Lord One
Thousand Nine Hundred and
Ninety-five and of the
Independence of the United States
of America the Two Hundred and
Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-9

**GOVERNOR'S HIGHWAY AND TRAFFIC SAFETY
ADVISORY TASK FORCE**

(Supersedes Executive Orders 92-18, 91-24 & 90-14)

Designating a Governor's Highway and Traffic Safety Advisory Task Force to make recommendations on highway safety priorities.

WHEREAS, highway traffic and motor vehicle crashes produces a heavy toll in terms of personal injuries, fatalities, and property damage; and

WHEREAS, effective action to improve highway and traffic safety requires the active participation of both the private sector and representatives from all levels of government in the State of Arizona; and

WHEREAS, there exists an opportunity, based on a high level of public interest in auto and highway issues, for various State and local government agencies, in cooperation with concerned citizen groups, to develop a comprehensive highway and traffic safety program to help reduce the costs in lives, human suffering, and property loss associated with motor vehicle crashes in Arizona,

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona by virtue of the authority vested in me as Governor by the Constitution and the Laws of the State, hereby order and direct as follows:

1. That a Governor's Highway And Traffic Safety Advisory Task Force be re-established:

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- (a) To work closely with the Legislature, the Governor's Office of Community and Highway Safety, and all public and private organizations to actively support the enactment of permanent and appropriate driver and passenger seat belt and child restraint legislation in the State of Arizona.
- (b) To encourage the State and its political subdivisions to reduce the incidence of teenage deaths and injury through the increased use of occupant restraints and improved driver licensing standards to reduce speed and/or DUI violations.
- (c) To cooperate with the private and public sector to coordinate state and local campaigns to increase public awareness of traffic safety issues.
- (d) To promote improved driver training.
- (e) To achieve more effective driver licensing and driver records and to build support for traffic safety laws.
- (f) To study all available material, including laws of various states, encouraging all motorcycle and bicycle operators on public streets and highways to wear protective helmets, and to recommend appropriate legislation to the Governor's Office.
2. Review past recommendations of the Governor's Highway and Traffic Safety Advisory Task Force that:
- (a) Title 28 be revised to make it unlawful for any person who has 0.08 percent blood alcohol content, or more, by weight of alcohol in his/her blood to operate a motor vehicle.
- (b) To support procedural reform which may be offered to clarify or improve amendments to the DUI laws adopted by previous legislative sessions.
- (c) State statutes be amended to prohibit children aged 16 years or under from riding in back of an open-bed vehicle where no opportunity for restraint exists, and recommend to the Governor an action plan for implementation of these recommendations.
3. In order for the Task Force to meet this charge, it may:
- (a) Review available information concerning causes, characteristics, and effects of motor vehicle crashes in Arizona.
- (b) Evaluate any relevant studies conducted by or for the State of Arizona or any agencies or local jurisdiction of government therein.
- (c) Examine highway and traffic safety measures now in use or contemplated to be used in Arizona, its counties, cities, and towns.
4. That the Task Force be comprised of one representative from each:
- Governor's Office of Community & Highway safety
AZ Department of Public Safety
AZ Department of Insurance
AZ Department of Transportation
Maricopa Association of Governments
Pima Association of Governments
County Sheriff's Association
a physician licensed to practice in Arizona specializing in emergency medicine and representing the Arizona Chapter of the American College of Emergency Physicians
a representative each from Mothers Against Drunk Drivers (MADD) and Students Against Driving Drunk (SADD)
three (3) consumer representatives appointed by the Governor, and any other individuals appointed by the Governor
- In addition, there may be represented as ex-officio members the Chairman of the Transportation Committee of the AZ House of Representatives, and the Chairman of the Transportation Committee of the AZ State Senate, or their designees specializing in transportation, except that the total number of members shall not exceed fifteen (15).
5. The Chairman of the Task Force shall be designated by the Governor.
6. The Task Force will submit its recommendations to the Governor by December 31, 1996.
7. The task Force shall conclude no earlier than June 30, 1997.
- IN WITNESS WHEREOF, I**
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona
- Fife Symington**
Governor
- DONE** at the Capitol in Phoenix
this fourth day of August in the
Year of Our Lord One Thousand
Nine Hundred and Ninety-five and

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of the Independence of the United States of America the Two Hundred and Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-10

GOVERNOR'S ENDOWMENT FUND

WHEREAS, Section 41-1105, Arizona Revised Statutes, authorizes the Governor to "accept and expend...private gifts, grants, donations, or monies for the purpose of promoting the interests of the state or to promote and encourage citizen public service to the state;" and

WHEREAS, state general fund monies cannot be used to pay the expenses associated with many of the official duties and related activities by or on behalf of the Governor that promote the interests of the state or promote and encourage public service by citizens; and

WHEREAS, promoting economic development in the State of Arizona promotes the interest of the state or promotes and encourages citizen public service to the state; and

WHEREAS, A.R.S. § 41-1105 was amended by Laws 1995 (First Regular Session) Chapter 149, Senate Bill 1282, to clarify the requirements for expenditure of private monies received pursuant to this section; and

WHEREAS, A.R.S. § 42-1105 permits the approval of the expenditure of private monies consistent with any terms and conditions under which the monies are received and for a purpose authorized by this section without regard to any other restrictions or limits placed on expenditures of public monies by any other provisions of law; and

WHEREAS, the "Arizona Public Interest Fund For The Governor's Endowment partnership For The Advancement Of Arizona" was established by Executive Order 92-7 on February 8, 1992;

NOW, THEREFORE, the Arizona Public Interest Fund For The Governor's Endowment Partnership For The Advancement Of Arizona shall now be know as the "**Governor's Endowment Fund**" (the "Endowment Fund") to be maintained in compliance with the provisions of A.R.S. § 41-1105; Title 35, Chapter 1, Article 3; Title 35, Chapter 2, Article 1 and as follows:

1. Only private gifts, grants, donations or monies shall be deposited in the Endowment Fund.
2. Donations to the Endowment Fund may be accepted under terms or conditions redistricting their use to the promotion of economic development in Arizona or for the purpose of promoting the interests of the state, or to encourage citizen public service to the state.

3. All donations to the Endowment Fund shall be promptly remitted to the State Treasurer together with the information required by A.R.S. § 35-149 and shall be placed and retained in a separate account bearing the title of this fund indicating its source and purpose.
4. Disbursements from the Endowment Fund account shall be made in accordance with the procedures set forth in A.R.S. § 41-1105.
5. Interest earned on deposits to the Endowment Fund shall accrue to the Fund and be disbursed in the same manner as the principal.
6. The person authorized to approve expenditures from the Endowment Fund is the Governor's chief of Staff or his designee. Expenditures shall be approved only if they are consistent with the purpose of promoting economic development, which is a purpose authorized by A.R.S. § 41-1105, and consistent with any terms or conditions under which the monies were received.
7. The Endowment Fund shall be monitored and administered by three Trustees to be named by the Governor. Except in extraordinary circumstances as determined by the Chief of Staff, the chief of Staff or his designee shall consult with at least two of the Trustees prior to the approval of expenditures from the Fund as consistent with the purpose of A.R.S. § 41-1105, the purpose of promoting economic development in Arizona and any terms or conditions under which the monies were received.
8. Before January 1 of each year, the Governor's Chief of Staff shall direct the preparation of the report required by A.R.S. § 41-1105(E), and the report shall be reviewed by the Trustees before its final submission to the Governor and the Legislature.
9. In order to maintain the integrity of the Endowment Fund, disbursements to businesses or organizations in which a Trustee, a member of the Governor's staff, the Governor, or any of their relatives, as defined in A.R.S. § 38-502(9), has a direct or indirect pecuniary or proprietary interest shall not be approved. This policy shall not preclude disbursements to reimburse any of these individuals for amounts they advanced to other businesses or organizations for approved expenditures.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona

Fife Symington
Governor

DONE at the Capitol in Phoenix this nineteenth day of September in the Year of Our Lord One Thousand Nine Hundred and Ninety-Five and of the Independence of the United States of America the Two Hundred and Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-11

**GOVERNOR'S ARIZONA PROMOTIONAL AND
PUBLIC SERVICE FUND**

WHEREAS, Section 41-1105, Arizona Revised Statutes, authorizes the Governor to "accept and expend...private gifts, grants, donations or monies for the purpose of promoting the interests of the state or to promote and encourage citizen public service to the state;" and

WHEREAS, state general fund monies cannot be used to pay the expenses associated with many of the official duties and related activities by or on behalf of the Governor that promote the interests of the state or promote and encourage public service by citizens; and

WHEREAS, A.R.S. § 41-1105 permits the approval of the expenditure of private monies consistent with any terms and conditions under which the monies are received and for a purpose authorized by this section without regard to any other restrictions or limits placed on expenditures of public monies by any other provisions of law;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, do hereby establish the Governor's Arizona Promotional and Public Service Fund ("Promotional Fund") to be maintained in compliance with the provisions of A.R.S. § 41-1105; Title 35, Chapter 1, Article 3; Title 35, Chapter 2, Article 1 and as follows:

1. Only private gifts, grants, donations or monies shall be deposited in the Promotional Fund.
2. Donations to the Promotional Fund shall not be accepted under any terms or conditions other than that they be used for the purpose of promoting the interests of the state or to encourage citizen public service to the state.
3. All donations to the Promotional Fund shall be promptly remitted to the State Treasurer together with the information required by

A.R.S. § 35-149 and shall be placed and retained in a separate account bearing the title of this fund indicating its source and purpose.

4. Disbursements from the Promotional Fund account shall be made in accordance with the procedures set forth in A.R.S. § 41-1105.
5. Interest earned on deposits to the Promotional Fund shall accrue to the Fund and be disbursed in the same manner as the principal.
6. The person authorized to approve expenditures from the Promotional Fund is the Governor's Chief of Staff or his designee. Expenditures shall be approved only if they are for the purpose of promoting the interests of the state or to promote and encourage citizen public service to the state.
7. The Promotional Fund shall be monitored and administered by three Trustees to be named by the Governor. Except in extraordinary circumstances as determined by the Chief of Staff, the Chief of Staff or his designee shall consult with at least two Trustees prior to the approval of expenditures from the Fund as consistent with the purpose of A.R.S. § 41-1105.
8. Before January 1 of each year, the Governor's Chief of Staff shall direct the preparation of the report required by A.R.S. § 41-1105(E), and the report shall be reviewed by the Trustees before its final submission to the Governor and the Legislature.
9. In order to maintain the integrity of the Promotional Fund, disbursements to businesses or organizations in which a Trustee, a member of the Governor's staff, the Governor, or any of their relatives, as defined in A.R.S. § 38-502(9), has direct or indirect pecuniary or proprietary interest shall not be approved. This policy shall not preclude disbursements to reimburse any of those individuals for amounts they advanced to other businesses or organizations for approved expenditures.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this nineteenth day of September in the Year of Our Lord One Thousand Nine Hundred and Ninety-Five and of the

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Independence of the United States of America the Two Hundred and Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-12

**GOVERNOR'S FUND FOR RESTORATION OF
PUBLIC SPACES**

WHEREAS, Section § 41-1105, Arizona Revised Statutes, authorizes the Governor to "Accept and expend...private gifts, grants, donations or monies for the purpose of promoting the interests of the state or to promote and encourage citizen public service to the state;" and

WHEREAS, state general fund monies cannot be used to pay the expenses associated with many of the official duties and related activities by or on behalf of the Governor that promote the interests of the state or promote and encourage public service by citizens; and

WHEREAS, the restoration, refurbishment and decoration of public spaces promotes the interest of the state or promotes and encourages citizen public service to the state; and

WHEREAS, A.R.S. § 41-1105 was amended by Laws 1995 (First Regular Session) Chapter 149, Senate Bill 1282, to clarify the requirements for expenditure of private monies received pursuant to this section; and

WHEREAS, A.R.S. § 41-1105 permits the approval of the expenditure of private monies consistent with any terms and conditions under which the monies are received and for a purpose authorized by this section without regard to any other restrictions or limits placed on expenditures of public monies by any other provisions of law; and

WHEREAS, the "Arizona Public Interest Fund For Restoration Of Public Spaces" was established by Executive order 91-15 on November 26, 1991;

NOW, THEREFORE, the Arizona Public Interest Fund For Restoration of Public Spaces shall now be known as the "Governor's Fund For Restoration of Public Spaces" (the "Restoration Fund") to be maintained in compliance with the provisions of A.R.S. § 41-1105; Title 35, Chapter 1, Article 3; Title 35, Chapter 2, Article 1 and as follows:

1. Only private gifts, grants, donations or monies shall be deposited in the Restoration Fund.
2. Donations to the Restoration Fund may be accepted under terms or conditions restricting their use to the restoration, refurbishment and

decoration of public spaces or for the purpose of promoting the interests of the state or to encourage citizen public service to the state.

3. All donations to the Restoration Fund shall be promptly remitted to the State Treasurer together with the information required by A.R.S. § 35-149 and shall be placed and retained in a separate account bearing the title of this fund indicating its source and purpose.
4. Disbursements from the Restoration Fund account shall be made in accordance with the procedures set forth in A.R.S. § 41-1105.
5. Interest earned on deposits to the Restoration Fund shall accrue to the Fund and be disbursed in the same manner as the principal.
6. The person authorized to approve expenditures from the Restoration Fund is the Governor's Chief of Staff or his designee. Expenditures shall be approved only if they are for the purpose of the restoration, refurbishment and decoration of public spaces, which is a purpose authorized by A.R.S. § 41-1105, and consistent with any terms or conditions under which the monies were received.
7. The Restoration Fund shall be monitored and administered by three Trustees to be named by the Governor. Except in extraordinary circumstances as determined by the Chief of Staff, the Chief of Staff or his designee shall consult with at least two Trustees prior to the approval of expenditures from the Fund as consistent with the purpose of A.R.S. § 41-1105, the purpose of the restoration, refurbishment and decoration of public spaces and any terms or conditions under which the monies were received.
8. Before January 1 of each year, the Governor's Chief of Staff shall direct the preparation of the report required by A.R.S. § 41-1105(E), and the report shall be reviewed by the Trustees before its final submission to the Governor and the Legislature.
9. In order to maintain the integrity of the Restoration Fund, disbursements to businesses or organizations in which a Trustee, a member of the Governor's staff, the Governor, or any of their relatives, as defined in A.R.S. § 38-502(9), has direct or indirect pecuniary or proprietary interest shall not be approved. This policy shall not preclude disbursements to reimburse any of those individuals for amounts they advanced to other businesses or organizations for approved expenditures.

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IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona

Fife Symington
Governor

DONE at the Capitol in Phoenix
this nineteenth day of September
in the Year of Our Lord One
Thousand Nine Hundred and
Ninety-five and of the
Independence of the United States
of America the Two Hundred and
Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-13

(Supersedes Executive Order 91-1)

**DESIGNATING THE GOVERNOR'S OFFICE OF
COMMUNITY AND HIGHWAY SAFETY AS THE
STATE HIGHWAY SAFETY AGENCY, AND AS
SUCH, THE APPROPRIATE AGENCY TO
ADMINISTER THE HIGHWAY SAFETY ACT OF
1966 ON BEHALF OF THE GOVERNOR**

WHEREAS, A.R.S. § 28-611 has authorized and directed
the Governor to do all things necessary on behalf of the
State to secure the full benefits of the Federal Highway
Safety Act of 1966 (the Act), Public Law 89-564, 80 Stat.
731; and

WHEREAS, A.R.S. § 28-611 has further designated the
Governor as the Officer responsible for the highway safety
programs pursuant to the Act and authorized him to
administer the highway safety programs of the State and its
political subdivisions; and

WHEREAS, it is necessary to designate an organization
and delegate thereto certain of the Governor's powers and
authority for the execution of the highway safety programs,

NOW, THEREFORE, I, Fife Symington, Governor of the
State of Arizona, by virtue of the authority vested in me as
Governor by the Constitution and Laws of this State, it is
hereby ordered as follows:

1. There is hereby established in the Executive
Branch of the State government, a **Governor's
Highway Safety Representative** who shall be
appointed by and shall serve at the pleasure of
the Governor, and be supported by employees of
the State of Arizona.

2. There is hereby delegated to the Governor's
Highway Safety Representative all the powers
and authority vested in the Governor by A.R.S.
§ 28-611, and he is directed to exercise the same
in pursuance of the Act.
3. All departments and agencies within the
Executive Branch of the State government are to
cooperate with the Governor's Highway Safety
Representative in the performance of highway
safety functions provided herein to the full
extent permitted by law.
4. The Governor's Office of Community and
Highway Safety and all present employees shall
continue to function as an independent staff.
The office shall be identified in the Department
of Public Safety organizational structure within
the Office of the Director, reporting to the
Director of the Department of Public Safety.
5. The Arizona Department of Public Safety shall
provide administrative support and shall
perform personnel administration for the
Governor's Office of Community And Highway
Safety.
6. The Governor's Highway Safety Representative
will report to the Governor through the Director
of the Department of Public Safety.
7. The Federal Highway Safety Funds identified as
"Fund 64100" shall be under the control of the
Governor's Office of Community and Highway
Safety in the execution of its duties.
8. Pursuant to Title 23 CFR 1251.2, the
Governor's Office of Community and Highway
Safety is designated as the State Highway Safety
Agency and, as such, is equal to and on line with
other executive branch state agencies.
9. This Order shall take effect on September 22,
1995.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona

Fife Symington
Governor

DONE at the Capitol in Phoenix
this twentieth day of September in
the Year of Our Lord One
Thousand Nine Hundred and
Ninety-Five and of the
Independence of the United States
of America the Two Hundred and
Nineteenth.

ATTEST:

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Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-14

**CREATING THE GOVERNOR'S TASK FORCE ON
AFFORDABLE HOUSING**

WHEREAS, providing a safe, quality mix of affordable housing is important to strengthening all Arizona families and improving the quality of our communities and way of life; and

WHEREAS, the State of Arizona has recognized the importance of the housing market and its impact on Arizona's economic development by charging the Department of Commerce, Office of Housing and Infrastructure Development to stimulate housing production and create more affordable housing opportunities; and

WHEREAS, the public and private sectors serve an important role in fostering an environment that encourages the development of quality affordable housing alternatives by strengthening the existing housing delivery system through innovation, awareness and strategic partnerships,

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, pursuant to the authority vested in me by the Constitution and the laws of Arizona, do hereby create the **Governor's Task Force on Affordable Housing**. The Task Force shall have the following structure, powers and duties:

- The Task Force shall be convened and shall submit a report of its findings and recommendations to the Governor and the Arizona State Legislature by January 31, 1996.
- The Task Force shall consist of not more than 25 members selected from business, lender, builder, real estate community, local government and non-profit organizations, representatives of the Arizona State Legislature, and Departments of Commerce, Economic Security and Health Services.
- All members shall serve at the pleasure of the Governor without compensation. The Governor shall designate a chairperson from among the members.
- Recommendations made by the Task Force, with the exception of state agency reorganization issues, shall be adopted unanimously.
- The Task Force shall make recommendations to the Governor and the Arizona State Legislature based on its review of the following:

1. The proper state role in the development and preservation of quality affordable housing alternatives, including ways to enhance Arizona's partnership with federal and local governments and the private and non-profit sectors.
2. An assessment of the consolidation of state agency affordable housing functions. this shall entail the review and preparation of organizational recommendations concerning state agencies directly engaged in affordable housing activities.
3. Program alternatives that deliver housing to people with the greatest needs while using state resources most efficiently.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona

Fife Symington
Governor

DONE at the Capitol in Phoenix
this twenty-ninth day of
September in the Year of Our Lord
One Thousand Nine Hundred and
Ninety-Five and of the
Independence of the United States
of America the Two Hundred and
Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-15
(Supersedes Executive Order 94-11)

**ESTABLISHING THE ARIZONA MILITARY
INSTITUTE COMMISSION**

WHEREAS, the youth of Arizona would benefit from the opportunity to voluntarily attend a military institute which will promote excellence in academics, personal conduct, physical fitness, civics and community service; and,

WHEREAS, legislation for admission of the State in the Union set aside 100,000 acres of land for a Military Institute; and,

WHEREAS, the Institute land and all revenue obtained from the Institute land cannot be used for any other purpose, except a Military Institute; and,

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WHEREAS, legislation admitting Arizona into the Union, envisioned a Military Institute within the State of Arizona; and,

WHEREAS, the character development and learning opportunities provided by a resident military education program are needed in the State of Arizona,

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, do hereby create the Arizona Military Institute Commission and delineate herein its structure and duties.

- 1) The Commission shall consist of the Chair, herein designated as Major General (Retired) Donald L. Owens, eleven other members appointed by the Governor, one member appointed by the Speaker of House, and one member appointed by the President of the Senate.
- 2) Meetings of the Commission shall be called by the Chair and decisions of the Council shall be based upon a majority of vote of its members.
- 3) The Commission shall:
 - a. Develop plans for the establishment of the Arizona Military Institute. The Arizona Military Institute is defined as academic grades 9 through 12. The Arizona Military Institute Preparatory School is defined as grades 7 and 8.
 - b. Prepare legislation to:
 - (i) Create the Institute.
 - (ii) Seek appropriations to fund the institute.
 - c. Utilize staff and resources within state agencies to accomplish this Executive Order.
- 4) The Governor's Office shall serve as administrative agent for the Commission and the Governor's Office of Communication shall be responsible for public information.
- 5) An administrative office for the Commission shall be established at the State Capitol, or such other location as is designated by the Department of Administration.
- 6) The Commission may accept donated services and funding from private sources.
- 7) The Chairman of the Arizona Military Institute Commission is authorized on behalf of the State of Arizona to submit an application for a Charter School to be known as the Arizona Military Institute. The application may be submitted to either the State Board of Education or the State Board of Charter Schools.
- 8) This Executive Order shall become effective immediately.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this twenty-ninth day of September in the Year of Our Lord One Thousand Nine Hundred and Ninety-Five and of the Independence of the United States of America the Two Hundred and Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-16
CONCERNING WINTER HOMELESS
SHELTERING IN STATE FACILITIES
FOR 1995-1996

WHEREAS, a segment of the population of the State of Arizona is without sufficient resources to obtain adequate shelter; and

WHEREAS, the well-being of this portion of the population is, therefore, threatened; and

WHEREAS, the problems created by the lack of housing have continued to grow and to affect more of the residents of this state; and

WHEREAS, certain communities within the state have indicated that they lack the financial and material resources to adequately provide the programs necessary to insure that the homeless citizens of this state receive shelter and have requested that the State provide temporary assistance when existing local facilities are fully utilized and inadequate to meet additional demands for shelter,

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and the laws of the State, hereby:

1. Authorize and request all departments and agencies of the Arizona State government to determine what property and other resources could be available to assist the homeless citizens of this state by providing temporary shelter as a last resort when community resources are exhausted; and
2. Direct the Department of Economic Security to serve as a clearinghouse and coordination point for the collection and dissemination of

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information regarding State resources available to assist the homeless. The Department of Economic Security is hereby directed to inform any State agency of any request to use facilities under that agency's control to assist a local homeless shelter program, at any time while this Order remains in effect; and

3. Direct the Departments of Economic Security and Emergency Services and Military Affairs be, and hereby by are, authorized to enter into support agreements with any county, city or town which determines, by official action, that there is a serious problem created by the lack of available facilities for the homeless and that local resources to meet this need have been exhausted. Such support agreements may make available appropriate existing State property as temporary shelter for the homeless, with priority given to families with children, and shall provide that the local government shall be responsible for transportation, supplies, supervision and security relating to the use of State facilities as homeless shelters. Such agreements shall provide for the reimbursement to the State of all costs reasonably identified as relating to the use of the state facility as a homeless shelter.

This Order shall expire March 31, 1996.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix
this third day of October in the
Year of Our Lord One Thousand
Nine Hundred and Ninety-Five
and of the Independence of the
United States of America the Two
Hundred and Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-16

**CONCERNING WINTER HOMELESS
SHELTERING IN STATE FACILITIES**

FOR 1995-1996 (Revised)

WHEREAS, a segment of the population of the State of Arizona is without sufficient resources to obtain adequate shelter; and

WHEREAS, the well-being of this portion of the population is, therefore, threatened; and

WHEREAS, the problems created by the lack of housing have continued to grow and to effect more of the residents of this state; and

WHEREAS, certain communities within the state have indicated that they lack the financial and material resources to adequately provide the programs necessary to insure that the homeless citizens of this state receive shelter and have requested that the State provide temporary assistance when existing local facilities are fully utilized and inadequate to meet additional demands for shelter,

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and the laws of the State, hereby:

1. Authorize and request all departments and agencies of the Arizona State government to determine what property and other resources could be available to assist the homeless citizens of this state by providing temporary shelter as a last resort when community resources are exhausted; and
2. Direct the Department of Economic Security to serve as a clearinghouse and coordination point for the collection and dissemination of information regarding State resources available to assist the homeless. The Department of economic Security is hereby directed to inform any State agency of any request to use facilities under that agency's control to assist a local homeless shelter program, at any time while this Order remains in effect; and
3. Direct the Departments of Economic Security and Emergency Services and Military Affairs be, and hereby by are, authorized to enter into support agreements with any county, city or town which determines, by official action, that there is a serious problem created by the lack of available facilities for the homeless and that local resources to meet this need have been exhausted. Such support agreements may make available appropriate existing State property as temporary shelter for the homeless, with priority given to families with children, and shall provide that the local government shall be responsible for transportation, supplies, supervision and security relating to the use of State facilities as homeless shelters. Such

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agreements shall provide for the reimbursement to the State of all costs reasonably identified as relating to the use of the State facility as a homeless shelter.

This Order shall expire **March 31, 1997**.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix
this twelfth day of November in
the Year of Our Lord One
Thousand Nine Hundred and
Ninety-Six and of the
Independence of the United States
of America the Two Hundred and
Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-16
CONCERNING WINTER HOMELESS
SHELTERING IN STATE FACILITIES
FOR 1996-1997 (Revised)

WHEREAS, a segment of the population of the State of Arizona is without sufficient resources to obtain adequate shelter; and

WHEREAS, the well-being of this portion of the population is, therefore, threatened; and

WHEREAS, the problems created by the lack of housing have continued to grow and to affect more of the residents of this state; and

WHEREAS, certain communities within the state have indicated that they lack the financial and material resources to adequately provide the programs necessary to insure that the homeless citizens of this state receive shelter and have requested that the State provide temporary assistance when existing local facilities are fully utilized and inadequate to meet additional demands for shelter;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and the laws of the State, hereby:

1. Authorize and request all departments and agencies of the Arizona State government to determine what property and other resources could be available to assist the homeless citizens

of this state by providing temporary shelter as a last resort when community resources are exhausted; and

2. Direct the Department of Economic Security to serve as a clearinghouse and coordination point for the collection and dissemination of information regarding State resources available to assist the homeless. The Department of economic Security is hereby directed to inform any State agency of any request to use facilities under that agency's control to assist a local homeless shelter program, at any time while this Order remains in effect; and
3. Direct the Departments of Economic Security and Emergency Services and Military Affairs be, and hereby are, authorized to enter into support agreements with any county, city or town which determines, by official action, that there is a serious problem created by the lack of available facilities for the homeless and that local resources to meet this need have been exhausted. Such support agreements may make available appropriate existing State property as temporary shelter for the homeless, with priority given to families with children, and shall provide that the local government shall be responsible for transportation, supplies, supervision and security relating to the use of State facilities as homeless shelters. Such agreements shall provide for the reimbursement to the State of all costs reasonably identified as relating to the use of the State facility as a homeless shelter.

This Order shall expire **March 31, 1997**.

IN WITNESS WHEREOF, I
have hereunto set my hand and
caused to be affixed the Great Seal
of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix
this Twelfth day of September in
the Year of Our Lord One
Thousand Nine Hundred and
Ninety-Six and of the
Independence of the United States
of America the Two Hundred and
Twentieth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-17

**GOVERNOR'S OFFICE OF MANAGEMENT AND
BUDGET**

WHEREAS, Arizona State Government continuously seeks to strategically position itself to meet citizen demands for responsive, accountable, efficient, and effective government; and

WHEREAS, the Executive Branch of Arizona State Government seeks to better coordinate the management, budgeting, and program evaluation activities and resources of the Governor's Office of Strategic Planning and Budgeting, Office for Excellence in government and the *proposed* Office of Program Evaluation; and

WHEREAS, state agencies, boards and commissions striving to achieve sustainable, long-term management and operational improvements should have central access to management consulting and budgeting services; and

WHEREAS, Arizona state government seeks to systematically evaluate and review the efficacy and results of all State programs thereby maximizing State resources through improved operations and services;

NOW, THEREFORE, I, Fife Symington, Governor of the State of Arizona, by virtue of the authority vested in me by the Constitution and laws of this State, hereby create the **OFFICE OF MANAGEMENT AND BUDGET** which will operate as an adjunct to the Governor's Office reporting to the Governor's Deputy Chief of Staff for the State Operations and assists in coordinating the management of State Government, and order and direct:

The Office of Management and Budget shall be responsible for and have authority to:

- A. Direct, coordinate and provide oversight of management consulting and training, budgeting, strategic planning, and program evaluation activities through the Office of Excellence in Government, Office of Strategic Planning and Budgeting, and the *proposed* Office of Program Evaluation.
- B. Recruit and retain high caliber management, budget, and strategic planning experts to staff the Office. The Director shall serve as the Governor's Chief Planning and Budget Officer.
- C. Manage and coordinate the State of Arizona's Strategic Planning and Executive Budget processes as defined by Chapter 283, Laws 1995. Functions in the strategic planning and budget processes include, but are not limited to, the following:
 - (1) Provide direction for an analysis of agency strategic plans, including planning policies and procedures.
 - (2) Provide direction and analysis for State fiscal issues, including the development and implementation of fiscal, budgetary and agency management policies and procedures.
 - (3) Analyze agency budgets and present an annual and biennial fiscal report, both in terms of budget projections and historical trends, to the Governor.
 - (4) Assist agencies in the preparation and implementation of their budgets and strategic plans.
- D. Manage and coordinate State demographic and economic forecasting models through a consortium of agency, university, and private sector demographic and forecasting expertise.
- E. Manage and coordinate management consulting services that continually improve organizational effectiveness, administrative systems, operational methods, and productivity, which result in higher quality services. Such services should be founded within a climate that supports mutual cooperation and collaboration between the Office and State agencies.
- F. Orchestrate a Program Authorization Review (PAR) process, as defined by Chapter 283, Laws 1995 that strengthens agency accountability for producing meaningful results from State Programs, measures each program's efficiency and effectiveness, and identifies opportunities to retain, eliminate and/or modify programs to better utilize limited public resources.
- G. Manage and coordinate the Institute for Excellence in Government. The Institute's functions will include, but are not limited to:
 - (1) Training State agency personnel in basic management tools and skills of strategic planning and performance measurement; budgeting, management, and organizational analysis; and program evaluation.
 - (2) Training State agency directors and other members of executive staffs in agency leadership and management skills. This includes the development and management of a leadership development program for state managers and supervisors consisting of both technical supervisory skills and management skills (Arizona Leadership Academy).
 - (3) Developing a cadre of strategic quality management trainers representing major agencies who in return provide strategic quality management training within their

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agency and throughout all of State government thereby maximizing scarce training resources.

- (4) Developing and offering curriculum intended to integrate quality and methods in all government services.
- H. Develop an enterprise-wide competitive government program that assists State agencies engaged in privatization efforts to deliver cost-effective and quality services.
- I. Manage and coordinate the Governor's "A Spirit of Excellence" Award program to recognize teams and organizations that inspire others and have made contributions resulting in improved customer service, increased productivity and/or decreased costs in State government.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this fifth day of October in the Year of Our Lord One Thousand Nine Hundred and Ninety-Five and of the Independence of the United States of America the Two Hundred and Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State

EXECUTIVE ORDER 95-18

**PROCLAMATION CONCERNING THE MAXIMUM
SPEED LIMIT**

WHEREAS, A.R.S. §§ 28-702.1(C) and 28-702.04(C) provide that the Director of the Department of Transportation may order that the maximum speed limit on

any or all state highways or any or all interstate system highways, outside of an urbanized area, be increased up to seventy-five miles per hour if the Governor declares by proclamation that an emergency does not exist and that the receipt of federal highway monies would not be withheld; and

WHEREAS, Section 205(d) of the National Highway Designation Act of 1995, Public Law 59, repeals the National Maximum Speed Limit Compliance Program, including the authority to withhold federal highway funds for noncompliance with the National Maximum Speed Limit; and

WHEREAS, the National Highway Designation Act of 1995 was signed into law by the President of the United States on November 28, 1995, and is generally effective on December 8, 1995, the tenth day following its enactment.

NOW, THEREFORE, I, Fife Symington, by virtue of the authority vested in me as Governor of the State of Arizona do hereby declare and proclaim that an emergency does not exist and the receipt of federal highway monies will not be withheld if the Director of the Department of Transportation orders an increase in the maximum speed limit pursuant to A.R.S. §§ 28-701.01(C) and 28-702.04(C) that is effective no earlier than December 8, 1995.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Arizona.

Fife Symington
Governor

DONE at the Capitol in Phoenix this sixth day of December in the Year of Our Lord One Thousand Nine Hundred and Ninety-Five and of the Independence of the United States of America the Two Hundred and Nineteenth.

ATTEST:

Jane Dee Hull
Secretary of State